



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 1077

**Assembly
Amendments 1 and 2**

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Contact: Don Dyke, Chief of Legal Services (266-0292)

Assembly Amendment 1 retains current law regarding to whom any unused impact fees are to be refunded. Under the bill, refunded fees are to be paid to the first person who purchased the property from the developer. Under current law, and under the amendment, refunded fees are paid to the current owner of the property.

Assembly Amendment 2 revises the three-year extension option on the seven-year time limit for using impact fees by providing that the political subdivision may indicate either “extenuating circumstances” *or* “hardship” as the rationale for extending the seven-year limit. Under the bill, reference to extenuating circumstances and hardship is in the conjunctive.

Legislative History

Assembly Amendments 1 and 2 were offered by Representative Lamb. Both amendments were adopted by the Assembly by voice vote. The proposal, as amended, was passed by the Assembly by a vote of Ayes, 59; Noes, 35, Paired, 2.

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